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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

MARNIE GLOVER,
Individually, and on behalf of all others
similarly situated,

Plaintiff,

ATHENA HOHENBERG and
LAURA RUDE-BARBATO,
Individually, and on behalf of all others
similarly situated,

Intervening Plaintiffs,

v.

FERRERO U.S.A, Inc.

Defendant.

Civil Action No. 3:11-cv-01086(FLW)(DEA)

Hon. Freda L. Wolfson, U.S.D.J.
Hon. Douglas E. Arpert, U.S.M.J.

**DOCUMENT FILED
ELECTRONICALLY**

**NOTICE OF MOTION TO INTERVENE
TO FILE A MOTION TO DISMISS; AND
MOTION FOR AN ORDER
SHORTENING TIME**

TO:

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PLEASE TAKE NOTICE THAT that on June 6, 2011, at 10:00am or as soon thereafter as counsel may be heard, the undersigned, attorneys for Plaintiffs-Intervenors Athena Hohenberg ("Hohenberg"), on behalf of herself, all others similarly situated, and the general public, and Laura Rude-Barbato, ("Rude-Barbato"), on behalf of herself, all others similarly situated, and the general public, (collectively, "Plaintiffs-Intervenors"), shall move before the Honorable Freda L. Wolfson, U.S.D.J., United States District Court for the District of New Jersey, Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, NJ 08608, pursuant to Federal Rules of Civil Procedure 24(a) and/or (b) for entry of an Order granting Plaintiffs-Intervenors' motion to intervene in the above-captioned action as party plaintiffs and to seek leave to file a motion to dismiss on shortened notice ("Motion").

PLEASE TAKE FURTHER NOTICE THAT that in support of this Motion, Plaintiffs-Intervenors will reply upon the Memorandum of Points and Authorities in Support of Motion to Intervene, the concurrently-filed declaration of Gregory S. Weston, all prior proceedings had, the papers on file in these matters, and any oral argument presented by counsel, as well as upon all other matters upon which this Court may take judicial notice, or as may be presented at the hearing on the motion.

A proposed form of Order is submitted herewith.

Oral argument is requested.

STERNS & WEINROTH
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Attorneys for Plaintiffs-Intervenors

By: /s/ Karen A. Confoy
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Dated: May 2, 2011

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Interim Class Counsel in *In re Ferrero Litigation*